

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
MEDFORD DIVISION

RANDY KESSLER; BRENDA KESSLER,  
Plaintiffs,

1:13-cv-01022-CL

v.

**ORDER**

OREGON HEALTH AND SCIENCE  
UNIVERSITY, DR. THOMAS J.  
VALVANO, M.D.; SARAH POWERS,  
Defendants.

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Findings and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d

1202, 1206 (9th Cir. 1983).

I have given this matter *de novo* review. I find no error. Accordingly, I ADOPT the Findings and Recommendation (#15). Defendants' motion to dismiss (#13) is GRANTED.

IT IS SO ORDERED.

DATED this 29 day of October, 2013.

A handwritten signature in black ink, reading "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER  
U.S. DISTRICT JUDGE